IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

Criminal Miscellaneous No.51843-M of 2006
Date of Decision : August 31, 2006

Rashmi Choudhary & Another.

.....PETITIONER(S)

VERSUS

M/s Takkar India Tea Company.

.....RESPONDENT(S)

. . .

CORAM:- HON'BLE MR. JUSTICE AJAI LAMBA

PRESENT:- Mr. Sumeet Goel, Advocate, for the petitioners.

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AJAI LAMBA, J. (Oral)

This is a petition under Section 482 Cr.P.C. for quashing proceedings instituted under Section 138 of the Negotiable Instruments Act.

Learned counsel for the petitioners has prayed for withdrawal of the petition.

Dismissed as withdrawn.

The petitioner would be at liberty to raise all the pleas and issues taken in this petition before the Trial Court at the appropriate stage.

It is, however, prayed that the petitioner being a lady, her personal appearance may be exempted. Reliance has been placed on the cases of S.V. Muzumdar Versus Gujrat State Fertilizers Company

Limited, 2005(2) RCR (Criminal) 860 and Bhasker Industried Limited Versus Bhiwani Denim & Apparels Limited, (2001) 7 SCC 401.

It is directed that personal appearance of the petitioner shall remain exempted on the conditions to be imposed by the Trial Court. It is, however, made clear that the petitioner shall put in appearance as and when required by the Trial Court.

(AJAI LAMBA)
JUDGE

AUGUST 31, 2006
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